

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

POLAROID CORPORATION,

Plaintiff,

v.

HEWLETT-PACKARD COMPANY,

Defendant.

C.A. No. 06-738-SLR

**DEFENDANT HEWLETT-PACKARD COMPANY'S MOTION TO PRECLUDE
CERTAIN TESTIMONY OF POLAROID'S EXPERT DR. PEGGY AGOURIS**

Defendant Hewlett-Packard Company hereby makes this Motion To Preclude Certain Testimony Of Polaroid's Expert Dr. Peggy Agouris, the reasons for which are outlined in Hewlett-Packard Company's Memorandum In Support Of Its Motion To Preclude Certain Testimony Of Polaroid's Expert Dr. Peggy Agouris and all supporting declarations and exhibits.

Dated: May 23, 2008

FISH & RICHARDSON P.C.

By: /s/ William J. Marsden, Jr.

William J. Marsden, Jr. (#2247)
Raymond N. Scott, Jr. (#4949)
919 N. Market Street, Suite 1100
Wilmington, DE 19801
Telephone: (302) 652-5070
Facsimile: (302) 652-0607
Email: marsden@fr.com
rscott@fr.com

CHOATE HALL & STEWART, LLP

Robert S. Frank, Jr.
Daniel C. Winston
Two International Place
Boston, MA 02110
Telephone: (617) 248-5000
Facsimile: (617) 248-4000
Email: rfrank@choate.com
dwinston@choate.com

MINTZ COHN FERRIS GLOVSKY &
POPEO, P.C.

John E. Giust
Matthew C. Bernstein
5355 Mira Sorrento Place, Suite 600
San Diego, CA 92121-3039
Telephone: 858-320-3000
Facsimile: 858-320-3001
Email: JGiust@mintz.com
MBernstein@mintz.com

*Attorneys for Defendant and Counterclaim-
Plaintiff Hewlett-Packard Company*

CERTIFICATE OF SERVICE

I hereby certify that on May 23, 2008, I electronically filed with the Clerk of Court the foregoing document using CM/ECF which will send electronic notification of such filing(s) to the following counsel:

Via Email

Jack B. Blumenfeld (#1014)
Julia Heaney (#3052)
Morris, Nichols, Arsht & Tunnell, LLP
1201 North Market Street
Wilmington, DE 19899-1347
Phone: 302-658-9200
Fax: 302-658-3989
Emails: jblumenfeld@mnat.com; jheaney@mnat.com

Attorneys for Plaintiff and
Counterclaim-Defendant
Polaroid Corporation

Via Email

Russell E. Levine, P.C.
Michelle W. Skinner/David W. Higer
Maria A. Meginnes/Courtney Holohan/C. Beasley
Kirkland & Ellis LLP
200 East Randolph Drive
Chicago, IL 60601
Phone: 312-861-2000
Fax: 312-861-2200
Emails: rlevine@kirkland.com; ggerst@kirkland.com;
mkskinner@kirkland.com; dhiger@kirkland.com;
mmeginnes@kirkland.com; mmeginnes@kirkland.com;
cbeasley@kirkland.com

Attorneys for Plaintiff and
Counterclaim-Defendant
Polaroid Corporation

Courtesy Copy Via Federal Express

Michelle W. Skinner
Kirkland & Ellis LLP
200 East Randolph Drive
Chicago, IL 60601
Phone: 312-861-2000
Fax: 312-861-2200

/s/ William J. Marsden, Jr.

William J. Marsden, Jr.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

POLAROID CORPORATION,

Plaintiff and Counterclaim Defendant,

v.

HEWLETT-PACKARD COMPANY,

Defendant and Counterclaim Plaintiff.

C.A. No. 06-738-SLR

**[PROPOSED] ORDER REGARDING DEFENDANT HEWLETT-PACKARD
COMPANY'S MOTION TO PRECLUDE CERTAIN TESTIMONY OF
POLAROID'S EXPERT DR. PEGGY AGOURIS**

AND NOW, the Court, having considered Defendant Hewlett-Packard Company's Motion To Preclude Certain Testimony Of Polaroid's Expert Dr. Peggy Agouris in this case and all supporting memoranda, declarations and exhibits filed by Hewlett-Packard Company and Polaroid Corporation's opposition to the motion and all supporting memoranda, declarations and exhibits,

IT IS HEREBY ORDERED that Defendant Hewlett-Packard Company's Motion To Preclude Certain Testimony Of Polaroid's Expert Dr. Peggy Agouris is GRANTED.

SO ORDERED, this ____ day of _____, 2008.

The Honorable Sue L. Robinson